

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

THE UNITED STATES OF AMERICA,
for the use and benefit of
HONEYWELL, INC.,

Plaintiff,

-vs-

AMERICAN TELECOM CORPORATION,

Defendant.

:

Case No. 3:00-cv-496

:

District Judge Thomas M. Rose
Chief Magistrate Judge Michael R. Merz

ORDER ADOPTING REPORT AND RECOMMENDATIONS

The Court has reviewed the Report and Recommendations of United States Magistrate Judge Michael R. Merz (Doc. #30), to whom this case was referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) expired on March 9, 2007, hereby ADOPTS said Report and Recommendations.

It is therefore ORDERED that this action be dismissed without prejudice for want of prosecution.

March 12, 2007

s/THOMAS M. ROSE
JUDGE THOMAS M. ROSE
UNITED STATES DISTRICT COURT